

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SHEPARD FAIREY and OBEY GIANT ART, INC. )  
v. )  
Plaintiffs, )  
THE ASSOCIATED PRESS and MANNIE GARCIA, )  
v. )  
Defendants. )  
SHEPARD FAIREY, OBEY GIANT ART, )  
INC., OBEY GIANT LLC and STUDIO )  
NUMBER ONE, INC. )  
v. )  
Counterclaim Defendants. )  
09 CIV 01123 (AKH)

**NOTICE OF MOTION TO INTERVENE**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, the Declaration of George F. Carpinello and the proposed Answer, Counterclaims and Cross-Claims, Mannie Garcia will move this Court on August 5, 2009 for an order, pursuant to Fed. R. Civ. P. 24 allowing him to intervene in this action as a defendant and counter-claim Plaintiff.

PLEASE TAKE FURTHER NOTICE that responses to the Motion, if any, shall be served on or before July 22, 2009 on counsel for proposed intervenor. Reply papers, if any, shall be served on or before July 29, 2009.

Dated: July 8, 2009

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